

**U.S. District Court  
Eastern District of Virginia – (Richmond)  
CIVIL DOCKET FOR CASE #: 3:19-cv-00399-MHL**

Hunton Andrews Kurth LLP v. U.S. Food and Drug Administration  
Assigned to: District Judge M. Hannah Lauck  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/28/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Hunton Andrews Kurth LLP**

represented by **Robert Dennis Fairbanks , Jr.**  
Hunton Andrews Kurth LLP (Richmond)  
951 East Byrd Street  
Riverfront Plaza – East Tower  
Richmond, VA 23219  
804–788–8349  
Fax: 919–899–3243  
Email: [dfairbanks@hunton.com](mailto:dfairbanks@hunton.com)  
**ATTORNEY TO BE NOTICED**

**Douglas McCarley Garrou**  
Hunton Andrews Kurth LLP  
951 E Byrd St  
Riverfront Plaza  
Richmond, VA 23219  
(804) 788–8200  
Email: [dgarrou@hunton.com](mailto:dgarrou@hunton.com)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**U.S. Food and Drug Administration**

represented by **Jonathan Holland Hambrick**  
Office of the U.S. Attorney  
SunTrust Building  
919 East Main Street  
Suite 1900  
Richmond, VA 23219  
(804) 819–5400  
Email: [jay.h.hambrick@usdoj.gov](mailto:jay.h.hambrick@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
05/28/2019	<u>1</u>	Complaint for Declaratory and Injunctive Relief ( Filing fee \$ 400, receipt number 0422–6661825.), filed by Hunton Andrews Kurth LLP. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Civil Cover Sheet)(Garrou, Douglas) (Main Document 1 replaced on 5/29/2019) (jsau, ). (Entered: 05/28/2019)
05/28/2019	<u>2</u>	Proposed Summons re <u>1</u> Complaint, by Hunton Andrews Kurth LLP. (Garrou, Douglas) (Entered: 05/28/2019)
05/29/2019		Initial Case Assignment to District Judge M. Hannah Lauck. (jsau, ) (Entered: 05/29/2019)
05/29/2019		Notice of Correction re <u>2</u> Proposed Summons. Filing attorney notified that proposed summonses are needed for the U.S. Attorney as well as the Attorney General. Attorney will submit additional "proposed summons" via email. Clerk will file and prepare summons as requested. (jsau, ) (Entered: 05/29/2019)
05/29/2019	<u>3</u>	Summons Issued as to U.S. Food and Drug Administration, U.S. Attorney and U.S. Attorney General NOTICE TO ATTORNEY: <b>REMOVE HEADERS</b> Print out two

		electronically issued summons and one copy of the attachments for each defendant to be served with the complaint. (jsau, ) (Entered: 05/29/2019)
06/04/2019	<u>4</u>	Certificate Reporting Service by U.S. Food and Drug Administration. U.S. Food and Drug Administration served on 5/30/2019, answer due 7/29/2019. (jsau, ) (Entered: 06/04/2019)
06/11/2019	<u>5</u>	SUMMONS Returned Executed by Hunton Andrews Kurth LLP. (Garrou, Douglas) (Entered: 06/11/2019)
06/11/2019	<u>6</u>	SUMMONS Returned Executed by Hunton Andrews Kurth LLP. (Garrou, Douglas) (Entered: 06/11/2019)
06/11/2019	<u>7</u>	SUMMONS Returned Executed by Hunton Andrews Kurth LLP. (Garrou, Douglas) (Entered: 06/11/2019)
06/11/2019	<u>8</u>	SUMMONS Returned Executed by Hunton Andrews Kurth LLP. (Garrou, Douglas) (Entered: 06/11/2019)
06/12/2019		Notice of Correction re: <u>5</u> , <u>6</u> , <u>7</u> , <u>8</u> . Filing attorney notified of correct filing procedures when filing a Summons Return. (jsau, ) (Entered: 06/12/2019)
06/26/2019	<u>9</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by U.S. Food and Drug Administration. (Attachments: # <u>1</u> Proposed Order)(Hambrick, Jonathan) (Entered: 06/26/2019)
06/27/2019	<u>10</u>	ORDER FOR EXTENSION OF TIME. Defendant, having moved this Court for an extension of time within which to file its answer; Plaintiff having consented to the requested extension; and finding good cause for the requested extension, it is therefore ORDERED that Defendant shall have an extension of time up to and including Monday, September 16, 2019, in which to file its answer. Signed by District Judge M. Hannah Lauck on 6/27/19. (jsau, ) (Entered: 06/27/2019)
09/16/2019	<u>11</u>	ANSWER to <u>1</u> Complaint for Declaratory and Injunctive Relief by U.S. Food and Drug Administration.(Hambrick, Jonathan). Modified docket text on 9/16/2019 (sbea, ) (Entered: 09/16/2019)
09/27/2019	<u>12</u>	ORDER SETTING PRETRIAL CONFERENCE. Signed by District Judge M. Hannah Lauck on 9/27/19. (khan, ) (Entered: 09/27/2019)
09/27/2019	<u>13</u>	ORDER that counsel shall confer with their respective clients and with each other to determine whether all parties will consent to assignment of the case to a Magistrate Judge as the presiding judicial officer. See 28 U.S.C. § 636. To that end, counsel for the defendant shall ensure that the foregoing conferences occur not later than OCTOBER 11, 2019, and that the Court is informed not later than 5:00 p.m. Signed by District Judge M. Hannah Lauck on 9/27/19. (khan, ) (Entered: 09/27/2019)
09/27/2019		Set/Reset Hearings: Initial Pretrial Conference set for 10/22/2019 at 12:15 PM in Richmond Courtroom 6100 before District Judge M. Hannah Lauck. (khan, ) (Entered: 09/27/2019)
10/07/2019	<u>14</u>	AMENDED COMPLAINT against U.S. Food and Drug Administration, filed by Hunton Andrews Kurth LLP. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Garrou, Douglas) (Entered: 10/07/2019)
10/11/2019	<u>15</u>	Consent to Jurisdiction by US Magistrate Judge by Hunton Andrews Kurth LLP. (Garrou, Douglas) (Entered: 10/11/2019)
10/11/2019	<u>16</u>	<i>Decline</i> Consent to Jurisdiction by US Magistrate Judge by U.S. Food and Drug Administration. (Hambrick, Jonathan) (Entered: 10/11/2019)
10/21/2019	<u>17</u>	ANSWER to Complaint by U.S. Food and Drug Administration.(Hambrick, Jonathan) (Entered: 10/21/2019)